

JOURNAL OF THE SENATE

Thursday, April 14, 1949

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The Senate convened at 11:00 o'clock, A. M., pursuant to adjournment on Wednesday, April 13, 1949.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

--38.

A quorum present.

Prayer was offered by the Senate Chaplain, Reverend W. F. Dunkle.

The reading of the Journal was dispensed with.

REPORTS OF COMMITTEES

Senator Pope, Chairman of the Committee on Legislative Management, reported that the Committee had carefully considered the following Bill:

H. B. No. 5—A bill to be entitled An Act to amend Section 11.13, 1947 Cumulative Supplement, Florida Statutes, 1941, relative to compensation of members of the Legislature

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Alford, Chairman of the Committee on Agriculture and Livestock, reported that the Committee had carefully considered the following Bill:

S. B. No. 34—A bill to be entitled An Act relating to livestock, providing for the fencing thereof, liability of the owner of livestock running at large or straying, impounding and sale of such livestock, duty of County Commissioners and Sheriffs hereunder, punishment for violation of the provisions hereof, holding elections to reject the provisions hereof and repealing all laws and parts of laws in conflict herewith.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

S. B. No. 44—A bill to be entitled An Act to exempt disabled World War veterans who are bona fide resident electors of Florida from the payment of a license fee for hunting, fishing or trapping, except the fee for the issuance of such license, and providing the procedure for issuing and identifying such license

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Sanchez, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following Bill:

S. B. No. 17—A bill to be entitled An Act repealing Chapter

501, Florida Statutes, relating to milk and milk products and creating a Milk Commission for the State of Florida, and providing for disposition of funds of Commission

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

S. C. R. No. 8

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on April 14, 1949, for his approval.

Very respectfully,
ROBT. W. DAVIS,
Secretary of the Senate
as Ex-Officio Enrolling Clerk of the Senate.

Your Enrolling Clerk, to whom was referred—

H. B. No. 36

H. B. No. 59

House Memorial No. 104

H. C. R. No. 219

—begs leave to report same have been signed in open session by the President and Secretary of the Senate and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,
ROBT. W. DAVIS,
Secretary of the Senate
as Ex-Officio Enrolling Clerk of the Senate.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Ray—

S. B. No. 151—A bill to be entitled An Act making it a misdemeanor to obtain or attempt to obtain, or aid in obtaining or attempting to obtain assistance under the provisions of Chapter 409, Florida Statutes, 1941, relating to public welfare and public assistance, by false or fraudulent means, and providing penalties for violation thereof.

Which was read the first time by title only and referred to the Committee on Welfare.

By Senators Boyle and Wright—

S. B. No. 152—A bill to be entitled An Act to amend Chapter 22838 (No. 324), Laws of Florida, Acts of 1945 (322.21, Florida Statutes, 1941, FSA), relating to fees to be charged for drivers' licenses, and machinery for handling and collecting the same, and providing the effective date thereof.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senators Boyle and Wright—

S. B. No. 153—A bill to be entitled An Act relating to the Department of Public Safety: Amending Chapter 24151 (No. 537) Laws of Florida, Acts of 1947, the same being Section

321.04, Florida Statutes 1941 (FSA), limiting the number of patrol officers. Repealing all laws and parts of laws in conflict herewith and providing the effective date hereof.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senators Boyle and Wright—

S. B. No. 154—A bill to be entitled An Act relating to the Department of Public Safety: Amending Section 2, Chapter 24151, Acts of 1947 (Section 321.07, Florida Statutes 1941) fixing the compensation of employees and officers of the Florida Highway Patrol: Repealing all laws in conflict herewith and providing the effective date hereof.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator Beall—

S. B. No. 155—A bill to be entitled An Act to declare all of the powers conferred upon the Board of County Commissioners of Escambia County, Florida, and Santa Rosa Island Authority, or either of them, by Chapter 24,500 Laws of Florida Special Acts of 1947, and the exercise of such powers or any of them to be county purposes and to exempt from state, county, municipal and all other ad valorem taxes all of the real and personal property owned, controlled or used by said county or said Santa Rosa Island Authority under or by virtue of said Act or for any of the purposes thereof, including real and personal property rented or leased to others by said county or said Santa Rosa Island Authority; said Chapter 24,500 being entitled: "An Act authorizing the County Commissioners of Escambia County, Florida, for and on behalf of Escambia County, to use or lease in whole or in parts such portions of Santa Rosa Island as may be owned by Escambia County, or in which it may have a proprietary interest, from time to time, for such purposes as the County Commissioners shall deem to be in the public interest; authorizing Escambia County to purchase, construct, extend, own, maintain, insure and operate, either itself or by contract or lease with others, toll or free bridges, boats, car ferries, ports, harbors, airports, board walks, sea walls, breakwaters, bulkheads, causeways, wharves, docks, piers, yacht basins, jetties, sewerage systems, water systems, gas systems and other utilities of all kinds, streets, roads, sidewalks and other public ways, parks, playgrounds, recreation and amusement buildings and centers, bathing beaches, bath houses, swimming pools, auditoriums, theatres, churches, pavilions, athletic fields, golf courses and other buildings and places of all kinds for assembly, entertainment, health, welfare and recreation of the public, hotels, restaurants, cottages, homes, dwellings, and other places of lodging and eating places of all kinds, taxi cabs, busses and transportation systems, office and store buildings, warehouses, depots, stations and all other kinds of business or commercial properties; authorizing the County Commissioners to acquire, own, lease and dispose of real and personal property, to borrow money and issue negotiable revenue bonds or certificates, to charge tolls, rentals and other charges, to advertise, to adopt and enforce building codes, rules and regulations to promote health and safety and for the regulation of the use of the said island and all improvements, projects and things thereon, to contract with the Federal Government or the State of Florida or their agencies or political subdivisions, to execute contracts and leases; authorizing and requiring the County Commissioners to delegate and vest all of the power and authority herein granted to the County Commissioners of Escambia County in a board to be known as Santa Rosa Island Authority, except such power and authority as cannot be lawfully delegated and the power and authority to issue revenue bonds or certificates and to acquire property by condemnation; providing for the creation, organization, powers, authority and duties of said Santa Rosa Island Authority and the appointment and terms of its members and the manner of their removal; authorizing the County Commissioners to appropriate, and to cause to be raised by taxation or otherwise, monies sufficient to carry out the purposes of this Act; authorizing the County Commissioners to delegate and vest the same powers and authority in Santa Rosa Island Authority with respect to any parks, playgrounds, beaches, recreational areas or other land, whether now owned or hereafter acquired, as is authorized to be delegated or vested with respect to Santa Rosa Island; granting right to use lands of State of Florida; declaring bonds or revenue certificates of Escambia County issued pursuant to this Act to be legal investments for fiduciaries;

prescribing manner and limitations for filing notice of claims and suits thereon against the Authority or Escambia County; requiring the Authority to file annual statements and to pay surplus funds to general fund of Escambia County."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 155 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 155 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 155 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 155 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 155 was read the third time in full.

Upon the passage of Senate Bill No. 155 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 155 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

S. B. No. 156—A bill to be entitled An Act for the relief of Mrs. Leone Bowman, the widow of Wm. Henry Bowman, for damages suffered through the accidental death of her husband aforesaid while in the performance of his duties as an employee of Escambia County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 156 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 156 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 156 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 156 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 156 was read the third time in full.

Upon the passage of Senate Bill No. 156 the roll was called and the vote was:

Yeas—38

Mr. President	Baynard	Carroll	Davis
Alford	Beacham	Clarke	Franklin
Ayers	Beall	Collins	Gautier
Baker	Boyle	Crary	Getzen

Johns	McArthur	Sanchez	Tucker
Johnston	Moore	Shands	Walker
King	Pearce	Sheldon	Wilson
Leaird	Pope	Shivers	Wright
Lindler	Ray	Smith	
Mathews	Rodgers	Sturgis	

Nays—None

So Senate Bill No. 156 passed, title as stated, by the require Constitutional two-thirds vote of all members elected to the Senate for the 1949 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall (By Request)—

S. B. No. 157—A bill to be entitled An Act to authorize one of whom a bond, undertaking or other obligation is required, to enter into agreements with his surety or sureties for the deposit of moneys and assets for which they are responsible with a bank, savings bank, safe-deposit or trust company or with other depository approved by the court for safekeeping, and in such manner as to prevent withdrawal of such money or assets without the written consent of such surety or sureties or an order of court; and providing that such agreement shall not release the liability of the principal or sureties under the terms of said bond.

Which was read the first time by title only and referred to the Committee on Judiciary "A".

By Senator Beacham—

S. B. No. 158—A bill to be entitled An Act levying an excise tax upon fuel oil sold or used in this State, not taxed under Chapter 209, Florida Statutes, and providing for the collection and distribution of said tax.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Beacham—

S. B. No. 159—A bill to be entitled An Act relating to the Port of Palm Beach District created by Chapter 7081, Laws of Florida, Acts 1915, and subsequent supplemental and amendatory Acts, including Chapter 17089, Laws of Florida, Acts 1935, changing the name thereof; conferring police power and jurisdiction over its ports and waters; conferring powers upon the Board of Commissioners of the Port of Palm Beach; authorizing issuance revenue bonds; providing that violations of its regulations relating to its waters constitute a misdemeanor; prescribing salaries; for other purposes; and repealing laws and parts of laws in conflict therewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 159 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 159 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 159 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 159 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 159 was read the third time in full.

Upon the passage of Senate Bill No. 159 the roll was called and the vote was:—

Yeas—38

Mr. President	Carroll	Johns	Pearce
Alford	Clarke	Johnston	Pope
Ayers	Collins	King	Ray
Baker	Crary	Leaird	Rodgers
Baynard	Davis	Lindler	Sanchez
Beacham	Franklin	Mathews	Shands
Beall	Gautier	McArthur	Sheldon
Boyle	Getzen	Moore	Shivers

Smith	Tucker	Wilson
Sturgis	Walker	Wright

Nays—None

So Senate Bill No. 159 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Lindler—

S. B. No. 160—A bill to be entitled An Act relating to the compensation of the Clerk of Circuit Court of Columbia County, Florida, for services performed in suits or proceedings before the Circuit Court in and for Columbia County, Florida, by establishing a specific schedule of uniform fees for the services rendered by said clerk; and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 160 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Lindler moved that the rules be waived and Senate Bill No. 160 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 160 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 160 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 160 was read the third time in full.

Upon the passage of Senate Bill No. 160 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 160 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—

S. B. No. 161—A bill to be entitled An Act to amend Section 233.13, Florida Statutes, 1941, entitled "State to furnish textbooks in public schools," by providing that State shall furnish all textbooks, workbooks, and books of similar import at the expense of the State.

Which was read the first time by title only and referred to the Committee on Education and the Committee on Appropriations.

By Senator Sheldon—

S. B. No. 162—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to repair, alter, add to, demolish, rent or to lease the buildings and/or land comprising all or any part of block 64 according to the general map of the City of Tampa, recorded in the office of the Clerk of the Circuit Court of Hillsborough County, Florida, in Plat Book 1, Page 7.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 162 when it was introduced in the Senate, and evidence that such Notice has been published was established by the

Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 162 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 162 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 162 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 162 was read the third time in full.

Upon the passage of Senate Bill No. 162 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 162 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sanchez—

S. B. No. 163—A bill to be entitled An Act to amend Section 204.01, Florida Statutes 1941, relating to license taxes on retailers, said amendment redefining "chain stores".

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Alford—

S. B. No. 164—A bill to be entitled An Act to amend Section 821.31, Florida Statutes, 1941, relating to holding over by lessee after expiration of lease, and holding over of the tenant after required notice to vacate is given; penalty.

Which was read the first time by title only and referred to the Committee on Judiciary "B".

By Senator Beall—

S. B. No. 165—A bill to be entitled An Act authorizing and directing the State Comptroller to refund to St. Regis Paper Company a certain sum, to-wit: \$2,829.20, collected by the tax collector of Escambia County, Florida, as a Class "C" intangible tax on personal property, in order to procure the recordation of a mortgage, which said sum was not legally due and payable as taxes, under the Law of the State of Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

MESSAGE FROM THE GOVERNOR

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

April 5, 1949

Gentlemen of the Legislature:

In pursuance of the requirement of Section 11 of Article IV of the State Constitution, I have the honor to transmit herewith a report covering every case of fine or forfeiture remitted, or reprieve, pardon or commutation granted, stating the name of the convict, the crime for which he was convicted, the sentence, its date, and the date of its remission, commutation, pardon or reprieve since making report to the Legislature. April 8, 1947.

Respectfully submitted,
FULLER WARREN
Governor.

Whereupon the report described in the foregoing message from the Governor was filed in the Senate.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 13, 1949

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Okell of Dade—

H. B. No. 164—A bill to be entitled An Act relating to the service of witness subpoenas in civil actions.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 164, contained in the above message, was read the first time by title only.

Senator Crary moved that the rules be waived and House Bill No. 164 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 13, 1949

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—as amended:

By the Committee on Governmental Reorganization—

H. B. No. 70—A bill to be entitled An Act to amend Section 509.03, Florida Statutes, 1941, relating to duties of the Hotel Commission; charging Hotel Commission with sole responsibility in certain inspection activities; and repealing all laws in conflict herewith.

Also—

By Committee on Governmental Reorganization—

H. B. No. 80—A bill to be entitled An Act related to the Hotel Commission: Adding Section 509.011, Florida Statutes; providing for changing the name of the State Hotel Commission to State Hotel and Restaurant Commission; Preserving and vesting in said Commission and its membership all rights, powers, duties and responsibilities now vested in the State Hotel Commission and State Hotel Commissioner; making all laws pertaining to the State Hotel Commission and State Hotel Commissioner applicable to the State Hotel and Restaurant Commission and the Commissioner thereof; and repealing all laws in conflict herewith.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bills Nos. 70 and 80, contained in the above message, were read the first time by titles only and referred to the Committee on Governmental Reorganization.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 13, 1949.

*Hon. Newman C. Brackin,
President of the Senate.*
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Governmental Reorganization—

H. B. No. 69—A bill to be entitled An Act exempting hotels, apartment houses, rooming houses and restaurants from the provisions of Chapter 24096, Laws of Florida, Acts of 1947, relating to design, installation, alteration, maintenance and inspection of elevators; and repealing all laws in conflict herewith.

Also

By the Committee on Governmental Reorganization—

H. B. No. 167—A bill to be entitled An Act repealing all continuing appropriations and all unobligated lump sum appropriations which extend beyond June 30, 1949, and making certain exceptions thereto, appropriating and transferring all funds on hand in same to the General Revenue Fund.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bills Nos. 69 and 167, contained in the above message, were read the first time by titles only and referred to the Committee on Governmental Reorganization.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 14, 1949.

*Hon. Newman C. Brackin,
President of the Senate.*
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Messrs. Clement of Pinellas, Murray, Smith, and Surles of Polk, and Sellar of Lake—

House Concurrent Resolution No. 287:

INVITING HONORABLE J. HARDIN PETERSON TO ADDRESS A JOINT SESSION OF THE HOUSE OF REPRESENTATIVES AND SENATE OF THE STATE OF FLORIDA IN THE HOUSE CHAMBER AT 8:00 P. M., TUESDAY, APRIL 19, 1949.

WHEREAS, Honorable J. Hardin Peterson, Congressman from the First District of Florida, has announced that at the close of his term of office he will retire from public life; and,

WHEREAS, "Pete," as he is affectionately known, has rendered a valuable and outstanding service to our State and Nation; and,

WHEREAS, he will visit the State Capitol on Tuesday, April 19, 1949; NOW, THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, THE SENATE CONCURRING:

Section 1. That the Honorable J. Hardin Peterson be, and he is, hereby invited to address a joint session of the House of Representatives and Senate in the House Chamber at 8:00 P. M., Tuesday, April 19, 1949.

Section 2. That the Senators, Honorable Claude Pepper and Spessard Holland, and the Representatives, Honorable Dwight Rogers, Robert Sikes, Charles Bennett, George Smath-

ers, and A. S. Herlong be, and they are, hereby invited to be with us on said date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 287, contained in the above message, was read the first time in full.

Senator McArthur moved that the rules be waived and House Concurrent Resolution No. 287 be read the second time in full.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 287 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to.

And House Concurrent Resolution No. 287 was adopted, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 14, 1949.

*Hon. Newman C. Brackin,
President of the Senate.*
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed as amended—

By Mr. Wotitzky of Charlotte—

H. B. No. 189—A bill to be entitled An Act improving and ratifying that certain compact entered into by the State of Florida and other Southern States by and through their respective Governors on February 8, 1948, as amended, relative to the development and maintenance of Regional Education Services and Schools in the Southern States in the professional, technological, scientific, literary and other fields so as to provide greater educational advantages and facilities for the citizens of the several States who reside in such region; to declare that the State of Florida is a party to said compact and that the agreements, covenants and obligations therein are binding upon the State of Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 189, contained in the above message, was read the first time by title only and referred to the Committee on Education.

Senator Pope asked unanimous consent of the Senate to take up and consider House Bill No. 5, out of its order, at this time.

Which was agreed to.

H. B. No. 5—A bill to be entitled An Act to amend Section 11.13, Florida Statutes, 1941, as amended, relative to compensation of members of the Legislature.

Was taken up and read the second time in full.

Senator Pope moved that the rules be waived and House Bill No. 5 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 5 was read the third time in full.

Upon the passage of House Bill No. 5 the roll was called and the vote was:

Yeas—34

Mr. President	Clarke	Mathews	Shivers
Alford	Collins	McArthur	Smith
Ayers	Crary	Moore	Sturgis
Baker	Davis	Pearce	Tucker
Baynard	Franklin	Pope	Walker
Beacham	Gautier	Ray	Wilson
Beall	Johns	Rodgers	Wright
Boyle	Johnston	Shands	
Carroll	King	Sheldon	

Nays—None

So House Bill No. 5 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Alford moved that a committee be appointed to escort the Honorable Amos Lewis, former Senator from the 4th Senatorial District, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Alford, Beall and Sturgis as the committee.

Senator Sheldon moved that a committee be appointed to escort the Honorable Henry C. Tillman, former Senator from the 34th Senatorial District, and the Honorable S. A. Hinely, former Senator from the 17th Senatorial District, to seats on the rostrum.

Which was agreed to.

The President appointed Senators Sheldon, Sanchez and Mathews as the committee.

SENATE BILLS ON SECOND READING

Senate Bills Nos. 40, 41 and 66 were taken up in their order and the consideration thereof was informally passed.

S. B. No. 35—A bill to be entitled An Act amending Section 40.01, Florida Statutes, 1941, relating to the general qualifications and disqualifications of jurors and the duty of persons selecting jury lists, by providing for female jurors as well as male jurors except in eminent domain proceedings.

Was taken up in its order.

Senator Walker moved that the rules be waived and Senate Bill No. 35 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 35 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 35 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 35 was read the third time in full.

Senator Sturgis moved that the rules be waived and Senate Bill No. 35 be placed back on the Calendar of Bills on Second Reading for the purpose of amendment.

Which was agreed to by a two-thirds vote and Senate Bill No. 35 was placed back on the Calendar of Bills on Second Reading.

Senators Collins and Baynard offered the following amendment to Senate Bill No. 35:

After Section 1 add:

Section 1A. Any female person summoned for jury duty shall be excused by the Court at her own request provided however that in such event such person shall not be entitled to any compensation by virtue of having been summoned for jury service.

Senator Collins moved the adoption of the amendment.

Pending adoption of the amendment offered by Senators Collins and Baynard to Senate Bill No. 35, Senators Gautier, Sturgis, Baynard, and Leaird offered the following substitute amendment for the amendment offered by Senators Collins and Baynard:

In Section 1 (typewritten bill), add:

Sub-section 8. Any female juror must be personally served with a jury summons and shall, if she desire to serve, accept the summons provided, however, any female so subpoenaed shall have the right to decline service of such jury summons on the ground she elects not to serve for jury duty and no fee shall be paid to any female served a jury summons who declines to accept service of said summons.

Senator Baynard moved the adoption of the substitute amendment.

Which was agreed to and the substitute amendment was adopted.

Senator Walker moved that the rules be waived and Senate Bill No. 35, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 35, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 35, as amended, the roll was called and the vote was:

Yeas—20

Mr. President	Crary	Pearce	Smith
Baynard	Gautier	Pope	Walker
Beacham	Getzen	Ray	
Beall	King	Rodgers	
Carroll	Leaird	Shands	
Collins	Moore	Sheldon	

Nays—18

Alford	Davis	Mathews	Tucker
Ayers	Franklin	McArthur	Wilson
Baker	Johns	Sanchez	Wright
Boyle	Johnston	Shivers	
Clarke	Lindler	Sturgis	

So Senate Bill No. 35 passed, as amended, and was referred to the Secretary of the Senate, as Ex Officio Engrossing Clerk, for engrossing.

Senator Beacham moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 3:00 o'clock P. M. Monday, April 18, 1949.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Wilson moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:50 o'clock P. M., until 3:00 o'clock P. M., Monday, April 18, 1949.